

MONDAY, APRIL 1, 1985

TWENTY-NINTH LEGISLATIVE DAY

The House met at 3:30 p.m. and was called to order by Mr. Speaker McWherter.

The proceedings were opened with prayer by Father John Boucher, Saint Philips Episcopal Church, Donelson, Tennessee.

Representative West led the House in the Pledge of Allegiance to the Flag.

The roll call was taken with the following results:

Present 93

Representatives present were: Bell, Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Collier, Covington, Crain, Cross, Curlee, Darnell, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dills, Duer, Ellis, Frensley, Gafford, Gaia, Garrett, Gill, Harrill, Hassell, Henry, Hillis, Hobbs, Hurley, Huskey, Ivy, Jared, Jones, Kent, Kernell, King, Kisber, Lawson, Love, May, McAfee, McCroskey, McNally, Miller, Montgomery, Moody, Moore (Shelby), Moore (Sullivan), Murphy, Murray, Naifeh, Nance, Peroulas, Phillips, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Treadway, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--93.

The Speaker announced that Representative Napier was excused because of business.

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MESSAGE FROM THE GOVERNOR

MR SPEAKER:

I am directed by the Governor to return herewith: House Bills Nos. 116, 159, 287, 313 and 1043; and House Joint Resolution No. 169, with his approval.

WILLIAM H. INMAN,
Counsel to the Governor.

ENROLLED BILLS

MR. SPEAKER:

Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Resolution No. 20; and find same correctly enrolled and ready for the signature of the Speaker.

MARILYN EVELYN HAND,
Chief Engrossing Clerk.

SIGNED

The Speaker announced that he had signed the following: House Resolution No. 20.

CALENDAR

House Bill No. 593--To provide certain exemptions, public transportation systems.

On motion, House Bill No. 593 was made to conform with Senate Bill No. 613.

On motion, Senate Bill No. 613, on same subject, was substituted for House Bill No. 593.

Ms. Hassell moved that Senate Bill No. 613 be passed on third and final consideration.

Ms. Hassell moved to amend as follows:

AMENDMENT NO. 1

Amend Senate Bill No. 613 by substituting the following for amendatory Section 2 and inserting the following sections in lieu thereof:

SECTION 2. The amendments made by Section 1 of this Act shall apply with respect to motor vehicles, mass transportation service, para-transit service to or for the benefit of elderly and handicapped persons or other specialized mass transportation

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services of a public transportation system or transit authority, and storage facility or tank(s) leased by a governmental unit as set forth in SECTION 1 on or after January 1, 1980, the public welfare requiring it.

SECTION 3. If any provision of this Act or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect the other provisions or applications of the Act which can be given effect without the invalid provision or application, and to that end the provisions of this Act are declared to be severable.

SECTION 4. This Act shall take effect upon becoming a law, the public welfare requiring it; provided, however, that this Act shall likewise be applicable to any and all outstanding tax returns for the years on or after January 1, 1980.

On motion, the amendment was adopted.

Ms. Hassell moved that Senate Bill No. 613 be placed on the Calendar for Thursday, April 4, 1985, which motion prevailed.

House Joint Resolution No. 124--Relative to confirming appointments to Tennessee Forestry Commission.

Mr. Bewley moved that House Joint Resolution No. 124 be adopted, which motion prevailed by the following vote:

Ayes	93
Noes	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Collier, Copeland, Covington, Crain, Cross, Curlee, Darnell, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dills, Duer, Ellis, Frensley, Gafford, Gaia, Garrett, Gill, Harrill, Hassell, Henry, Hillis, Hobbs, Hurley, Huskey, Ivy, Jared, Jones, Kent, Kernell, King, Kisber, Lawson, Love, May, McAfee, McCroskey, McNally, Miller, Montgomery, Moody, Moore (Shelby), Moore (Sullivan), Murphy, Murray, Naifeh, Nance, Peroulas, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Treadway, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--93.

A motion to reconsider was tabled.

Mr. Speaker McWherter relinquished the Chair to Mr. Bivens, Speaker pro tem.

House Bill No. 686--To make certain provisions, contracts with U.T.

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On motion, House Bill No. 686 was made to conform with Senate Bill No. 839.

On motion, Senate Bill No. 839, on same subject, was substituted for House Bill No. 686.

Mr. McNally moved that Senate Bill No. 839 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	97
Noes	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Collier, Copeland, Covington, Crain, Cross, Curlee, Darnell, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dills, Dixon, Drew, Duer, Ellis, Frensley, Gafford, Gaia, Garrett, Gill, Harrill, Hassell, Henry, Hillis, Hobbs, Hurley, Huskey, Ivy, Jared, Jones, Kent, Kernell, King, Kisber, Lawson, Love, May, McAfee, McCroskey, McNally, Miller, Montgomery, Moody, Moore (Shelby), Moore (Sullivan), Murphy, Murray, Naifeh, Nance, Peroulas, Pruitt, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Treadway, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--97.

A motion to reconsider was tabled.

House Bill No. 687--To require public hearings, certain highway projects.

On motion, House Bill No. 687 was made to conform with Senate Bill No. 837.

On motion, Senate Bill No. 837, on same subject, was substituted for House Bill No. 687.

Mr. McNally moved that Senate Bill No. 837 be placed on the Calendar for Thursday, April 4, 1985, which motion prevailed.

House Bill No. 688--To regulate funds allocated for state-aid highway system.

On motion, House Bill No. 688 was made to conform with Senate Bill No. 838.

On motion, Senate Bill No. 838, on same subject, was substituted for House Bill No. 688.

Mr. McNally moved that Senate Bill No. 838 be placed on the Calendar for Thursday, April 4, 1985, which motion prevailed.

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FURTHER CONSIDERATION OF HOUSE BILL NO. 538

House Bill No. 538--To regulate inspection and removal, certain structures.

Mr. McCroskey moved that House Bill No. 538 be passed on third and final consideration.

Mr. Hurley moved to amend as follows:

AMENDMENT NO. 2

Amend House Bill No. 538 by adding the following new section immediately preceding the last section and by renumbering the subsequent section accordingly:

Section _____. The provisions of this act shall not apply in counties having a population of:

not less than

nor more than

49,275

49,375

43,700

43,800

according to the 1980 federal census of population or any subsequent federal census.

On motion, the amendment was adopted.

Thereupon, House Bill No. 538, as amended, passed its third and final consideration by the following vote:

Ayes	93
Noes	2
Present and not voting	1

Representatives voting aye were: Bell, Bewley, Bivens, Brewer, Buck, Burnett, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Collier, Copeland, Covington, Crain, Curlee, Darnell, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, Dills, Dixon, Drew, Duer, Ellis, Frensley, Gafford, Garrett, Gill, Harrill, Hassell, Henry, Hillis, Hobbs, Hurley, Huskey, Ivy, Jared, Jones, Kent, Kernell, King, Kisber, Lawson, Love, May, McAfee, McCroskey, McNally, Miller, Montgomery, Moody, Moore (Shelby), Moore (Sullivan), Murphy, Murray, Naifeh, Nance, Peroulas, Phillips, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Treadway, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter --93.

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Representatives voting no were: Cross and Pruitt--2.

Representative present and not voting was: Bragg--1.

A motion to reconsider was tabled.

House Bill No. 649--To provide payment, certain attorneys.

Mr. Cobb moved that House Bill No. 649 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	62
Noes	31
Present and not voting	2

Representatives voting aye were: Bell, Bivens, Brewer, Buck, Burnett, Byrd, Clark (Davidson), Cobb, Collier, Copeland, Covington, Crain, Curlee, Darnell, Davidson, Davis (Gibson), Davis (Knox), DeBerry, Dixon, Drew, Ellis, Gafford, Gaia, Garrett, Gill, Harrill, Hillis, Hobbs, Hurley, Ivy, Jared, Jones, Kent, Kernell, King, Lawson, Love, May, Miller, Montgomery, Moody, Moore (Sullivan), Murphy, Murray, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Starnes, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Webb, West, Whitson, Williams, Winningham, Wix, Wolfe, Work, Yelton and Mr. Speaker McWherter--62.

Representatives voting no were: Bewley, Chiles, Clark (Sumner), Cross, Davis (Cocke), Dills, Duer, Frensley, Hassell, Henry, Huskey, Kisber, McAfee, McCroskey, McNally, Moore (Shelby), Naifeh, Nance, Peroulas, Robinson (Washington), Scruggs, Severance, Shirley, Stafford Stallings, Swann, Tankersley, Treadway, Ussery, Wheeler and Wood--31.

Representatives present and not voting were: Bragg and Rhinehart--2.

A motion to reconsider was tabled.

House Bill No. 206--To provide for use of citations.

Mr. Drew moved that House Bill No. 206 be passed on third and final consideration.

Mr. Drew moved to amend as follows:

AMENDMENT NO. 1

Amend House Bill No. 206 by deleting Section 2 in its entirety and by substituting instead the following:

SECTION 2. Tennessee Code Annotated, Section 40-7-118, is amended by deleting subsection (j) in its entirety.

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SECTION 3. This act shall take effect upon becoming a law, the public welfare requiring it.

On motion, the amendment was adopted.

Mr. Cobb moved to amend as follows:

AMENDMENT NO. 2

Amend House Bill No. 206 by deleting the amendatory language of Section 1 in its entirety and by substituting instead the following:

(b) A peace officer who has arrested a person for the commission of a misdemeanor committed in his presence or who has taken custody of a person arrested by a private person for the commission of a misdemeanor, shall issue a citation to such arrested person to appear in court in lieu of the continued custody and the taking of the arrested person before a magistrate. The provisions of this subsection shall not apply to an arrest for the offense of driving under the influence of an intoxicant as prohibited by Tennessee Code Annotated, Section 55-10-401, except a person who must be admitted to a hospital, or detained for medical treatment for a period of at least three (3) hours, for injuries received in a driving under the influence incident. A treating physician shall certify in writing to the arresting officer that one of these situations exists before a citation is issued.

AND FURTHER AMEND by adding before the effective date section the following new sections and by renumbering the effective date section accordingly:

SECTION 2. Tennessee Code Annotated, Section 40-7-118, is further amended by deleting subsection (c) (3) and substituting instead the following:

(3) The person arrested cannot or will not offer satisfactory evidence of identification, including a thumbprint or fingerprint if requested by a peace officer;

SECTION 3. Tennessee Code Annotated, Section 40-7-118, is further amended by deleting the word "and" at the end of subsection (c) (5); by changing the period at the end of subsection (c) (6) to a semicolon; and by adding the following new subparts to subsection (c):

(7) The person arrested is so intoxicated that he or she could be a danger to himself or herself or to others;

(8) There are one (1) or more outstanding arrest warrants for the person;

(9) The person is arrested for one of the following:

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(A) Shoplifting, in violation of Tennessee Code Annotated, Section 39-3-1124;

(B) Bad checks, in violation of Tennessee Code Annotated, Title 39, Chapter 3, Part 3; or

(C) Use of a revoked or suspended driver's license in violation of Tennessee Code Annotated, Section 55-7-115 or 55-7-116.

SECTION 4. Tennessee Code Annotated, Section 40-7-118, is further amended by inserting between the words "appear in court" and "is guilty of a misdemeanor" in subsection (i) the words "or who knowingly gives a false or assumed name or address".

SECTION 5. Tennessee Code Annotated, Section 40-7-118, is further amended by deleting from subsection (j) the word and figure "six (6)" and substituting instead the word and figure "nine (9)".

SECTION 6. Tennessee Code Annotated, Section 40-7-118, is further amended by deleting the second sentence of subsection (j) and substituting instead the following:

An officer who on the basis of facts reasonably known or reasonably believed to exist determines that a citation cannot be issued because of one (1) of the eight (8) reasons enumerated in subsection (c) of this section shall not be subject to civil or criminal liability for false arrest, false imprisonment or unlawful detention.

SECTION 7. Tennessee Code Annotated, Section 40-7-118, is further amended by changing the period "." at the end of the first sentence of subsection (d) (1) to a semicolon ";" and by deleting the second sentence of subsection (d) (1) in its entirety.

SECTION 8. Tennessee Code Annotated, Section 40-7-118, is further amended by adding the following new subsections to the end of the section:

() After July 1, 1985, each citation issued pursuant to this section shall have printed on it in large, conspicuous block letters the following:

NOTICE: FAILURE TO APPEAR IN COURT ON THE
DATE WRITTEN ON THIS CITATION OR AT THE
APPROPRIATE POLICE STATION FOR BOOKING AND
PROCESSING WILL RESULT IN YOUR ARREST FOR
A SEPARATE CRIMINAL OFFENSE

() The provisions of this section shall govern all aspects of the issuance of citations in lieu of the

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continued custody of an arrested person notwithstanding any provision of Rule 3.5 of the Rules of Criminal Procedure to the contrary.

by adding before the effective date section the following new section and by renumbering the effective date section accordingly:

SECTION ____ . The curriculum requirements of the Tennessee peace officer standards and training commission established by Tennessee Code Annotated, Title 38, Chapter 8, Part 8, shall include materials concerning the use of citations in lieu of arrest.

On motion, the amendment was adopted.

Thereupon, House Bill No. 206, as amended, passed its third and final consideration by the following vote:

Ayes	85
Noes	8
Present and not voting	1

Representatives voting aye were: Bell, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Collier, Copeland, Covington, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), DeBerry, Dills, Dixon, Drew, Duer, Ellis, Frensley, Gafford, Gaia, Garrett, Gill, Hassell, Hillis, Hobbs, Hurley, Huskey, Ivy, Jared, Jones, Kent, Kernell, King, Kisber, Lawson, Love, McCroskey, McNally, Miller, Montgomery, Moody, Moore (Shelby), Moore (Sullivan), Murphy, Murray, Naifeh, Nance, Peroulas, Pruitt, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Treadway, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Williams, Winningham, Wix, Wolfe, Wood, Work and Mr. Speaker McWherter--85.

Representatives voting no were: Bewley, Davis (Knox), Harrill, Henry, McAfee, Scruggs, Severance and Whitson--8.

Representative present and not voting was: Yelton--1.

A motion to reconsider was tabled.

CONSENT CALENDAR

House Bill No. 403--To make certain provisions, expungement of court records.

On motion, House Bill No. 403 was made to conform with Senate Bill No. 273.

On motion, Senate Bill No. 273, on same subject, was substituted for House Bill No. 403.

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House Bill No. 1051--To regulate Community Economic Development Commission, Jackson.

House Bill No. 1052--To increase litigation tax, Knox County General Sessions Court.

House Bill No. 1053--To provide for election of school superintendent, Lewis County.

House Bill No. 1054--To authorize tax on lodgings, Gibson County.

House Bill No. 1055--To amend Charter, Bradford.

House Bill No. 1056--To increase salary, Mayor and Alderman, Milan.

House Bill No. 1057--To establish City Court, Milan.

House Joint Resolution No. 93--Relative to urging transfer, Phipps Bend Nuclear Site.

House Resolution No. 21--Relative to recognizing Jenkins Deli.

House Joint Resolution No. 196--Relative to congratulating McEwen High School girls' basketball team.

House Joint Resolution No. 198--Relative to proclaiming April 21 - 27 "Keep Kingsport Beautiful Week".

House Joint Resolution No. 200--Relative to honoring Reverend James Oglethorpe Patterson.

Senate Joint Resolution No. 76--Relative to "Buy America for Ninety Days".

Mr. Gill moved that all House and Senate Bills on the Consent Calendar be passed on third and final consideration, all House Resolutions and House Joint Resolutions on the Consent Calendar be adopted, and all Senate Joint Resolutions on the Consent Calendar be concurred in, which motion prevailed by the following vote:

Ayes	94
Noes	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Collier, Copeland, Covington, Crain, Cross, Curlee, Darnell, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, Dills, Dixon, Drew, Duer, Ellis, Frensey, Gafford, Gaia, Garrett, Gill, Harrill, Hassell, Henry, Hillis, Hobbs, Hurley, Huskey, Ivy, Jared, Jones, Kent, Kernell, King, Kisber, Lawson, Love, May, McAfee, McCroskey, McNally, Miller, Montgomery, Moody, Moore (Shelby), Moore (Sullivan), Murphy, Murray, Naifeh, Nance, Peroulas, Pruitt,

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Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Treadway, Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--94.

A motion to reconsider was tabled.

HOUSE BILL ON SENATE AMENDMENT

House Bill No. 388--To increase fee, bad check restitution program.

SENATE AMENDMENT NO. 1

Amend House Bill No. 388 by adding at the end of Section 1 the following new paragraph:

Tennessee Code Annotated, Section 40-3-203(a), is further amended by adding at the end of the subsection the following:

Provided, however, in any county having a metropolitan form of government, the application fee shall be six dollars (\$6.00).

AND FURTHER AMEND by adding at the end of Section 2 the following new paragraph:

Tennessee Code Annotated, Section 40-3-203(c), is further amended by adding at the end of the subsection the following:

Provided, however, in any county having a metropolitan form of government, the clerk shall retain one dollar (\$1.00) as fee for handling.

Mr. Starnes moved that the House non-concur in Senate Amendment No. 1, which motion prevailed.

NOTICE PURSUANT TO RULE NO. 58

Pursuant to Rule No. 58, sponsors gave notice of their intentions to consider the following measures from the Senate on Wednesday, April 3, 1985:

House Bill No. 152--King

Senate Bill No. 281--Robinson (Hamilton)

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to transmit to the House, Senate

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Joint Resolution No.:

94--Relative to honoring Coach Dana Kirk and Memphis State basketball team; adopted for concurrence.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

Mr. Gill moved that the rules be suspended for the purpose of considering Senate Joint Resolution No. 94 out of order, which motion prevailed.

Senate Joint Resolution No. 94--Relative to honoring Coach Dana Kirk and Memphis State basketball team.

On motion, the rules were suspended for the immediate consideration of the resolution.

On motion of Mr. Gill, the resolution was concurred in.

A motion to reconsider was tabled.

SECOND ROLL CALL

A roll call was taken with the following results:

Present 98

Representatives present were: Bell, Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Collier, Copeland, Covington, Crain, Cross, Curlee, Darnell, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dills, Dixon, Drew, Duer, Ellis, Frensley, Gafford, Gaia, Garrett, Gill, Harrill, Hassell, Henry, Hillis, Hobbs, Hurley, Huskey, Ivy, Jared, Jones, Kent, Kernell, King, Kisber, Lawson, Love, May, McAfee, McCroskey, McNally, Miller, Montgomery, Moody, Moore (Shelby), Moore (Sullivan), Murphy, Murray, Naifeh, Nance, Peroulas, Phillips, Pruitt, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Treadway, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--98.

INTRODUCTION OF RESOLUTIONS

House Joint Resolution No. 201--Relative to honoring Bartlett High School Freshman Cheerleader--By Byrd.

Under the rules, House Joint Resolution No. 201 was referred to the Committee on Calendar and Rules.

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House Joint Resolution No. 202--Relative to congratulating Dyersburg High School boys' basketball team--By Dills.

Under the rules, House Joint Resolution No. 202 was referred to the Committee on Calendar and Rules.

House Joint Resolution No. 204--Relative to congratulating Carroll Oakland girls' basketball team--By Bell.

Under the rules, House Joint Resolution No. 204 was referred to the Committee on Calendar and Rules.

RESOLUTIONS LYING OVER

Senate Joint Resolution No. 77--Relative to congratulating Coach Barry Martin and basketball team.

Under the rules, Senate Joint Resolution No. 77 was referred to the Committee on Calendar and Rules.

Senate Joint Resolution No. 81--Relative to commending Karla J. Russell.

Under the rules, Senate Joint Resolution No. 81 was referred to the Committee on Calendar and Rules.

Senate Joint Resolution No. 82--Relative to congratulating "School Board of the Year", Kingsport.

Under the rules, Senate Joint Resolution No. 82 was referred to the Committee on Calendar and Rules.

Senate Joint Resolution No. 84--Relative to memory, Oliver Floyd Meredith.

Under the rules, Senate Joint Resolution No. 84 was referred to the Committee on Calendar and Rules.

Senate Joint Resolution No. 85--Relative to memory, Walter Evans.

Under the rules, Senate Joint Resolution No. 85 was referred to the Committee on Calendar and Rules.

INTRODUCTION OF BILLS

House Bill No. 1061--To provide for funds, Juvenile Court Services, Madison County--By Tankersley and Kisber.

Passed first consideration.

House Bill No. 1062--To authorize use of deadly force by officer, certain instances--By Kent.

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Passed first consideration.

SENATE BILLS ON FIRST CONSIDERATION

Senate Bill No. 43--To regulate enforcement, certain taxes and licenses.

Passed first consideration.

Senate Bill No. 366--To repeal certain exemptions, alcoholic beverages.

Passed first consideration.

Senate Bill No. 417--To require overtime pay, certain conditions.

Passed first consideration.

Senate Bill No. 587--To regulate Board for Licensing Contractors.

Passed first consideration.

Senate Bill No. 640--To provide presumption, ownership of right-of-way.

Passed first consideration.

Senate Bill No. 691--To regulate disposition, gambling devices seized by Tennessee Bureau of Investigation.

Passed first consideration.

Senate Bill No. 725--To provide tax liability compromise, Commissioner of Revenue.

Passed first consideration.

Senate Bill No. 934--To regulate reinsurance ceded and reinsurance assumed by insurers.

Passed first consideration.

Senate Bill No. 936--To enact Tennessee Regional Reciprocal Banking Act.

Passed first consideration.

Senate Bill No. 937--To permit interstate mergers, saving and loan associations.

Passed first consideration.

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HOUSE BILLS ON SECOND CONSIDERATION

House Bill No. 1058--To amend Chapter 159, Private Acts, 1979.

Passed second consideration and held without reference.

House Bill No. 1059--To regulate expenditure, certain funds, Smith County.

Passed second consideration and held without reference.

House Bill No. 1060--To make certain provisions, water wells.

Passed second consideration and referred to Committee on Conservation and Environment.

REPORT OF COMMITTEE ON CALENDAR AND RULES

MR. SPEAKER: Your Committee on Calendar and Rules begs leave to report that we have met and set the following bills on the Calendar for Wednesday, April 3, 1985: House Joint Resolutions Nos. 144 and 142, House Bills Nos. 386, 273, 846, 564, 582, 532, 615, 499, 376, 672, 110, 111, 345, 829, 141, 519, 576, 596, 482, 481, 480 and 479.

GILL, Chairman.

LOCAL BILLS TRANSMITTED TO CALENDAR AND RULES

In accordance with Rule No. 47, the following local bill, having received authorization for passage by the local legislative delegation, was transmitted to the Committee on Calendar and Rules: House Bill No. 1059.

REPORT OF COMMITTEE ON CALENDAR AND RULES

CONSENT CALENDAR

MR. SPEAKER: The officers of your Committee on Calendar and Rules beg leave to report that we have met and set the following bills on the Consent Calendar for Wednesday, April 3, 1985: House Bill No. 1059, House Joint Resolutions Nos. 201, 202, 204; and Senate Joint Resolutions Nos. 77, 81, 82, 84 and 85.

GILL, Chairman.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bills Nos.:

178--To make provisions, human services advisory committee;

188--To make certain provisions, civil defense and disaster

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compact; both substituted for Senate Bills on same subject and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bill No.:

392--To create State Council for Vocational-Technical Education; substituted for Senate Bill on same subject, amended, and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

ENGROSSED BILLS

MR. SPEAKER:

Your Chief Engrossing Clerk begs leave to report that we have carefully examined House Bills Nos. 206, 538, 649, 1051, 1052, 1053, 1054, 1055, 1056 and 1057; House Joint Resolutions Nos. 93, 124, 196, 198 and 200; and find same correctly engrossed and ready for transmission to the Senate.

MARILYN EVELYN HAND,
Chief Engrossing Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to transmit to the House, Senate Bills Nos.:

31--To provide character education in schools;

238--To regulate State Election Commission;

374--To regulate practice, respiratory care;

440--To protect and conserve, rare plants; all passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

On motion of Mr. Naifeh, the House adjourned until 2:00 p.m., Wednesday, April 3, 1985.